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# Message Text

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PAGE 01 MANILA 14078 070845Z
ACTION EA-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-05 H-01 INR-07
L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15
USIA-06 CA-01 SCS-03 /063 W
----------124592 070938Z /14
R 070851Z SEP 77
FM AMEMBASSY MANILA
TO SECSTATE WASHDC 4779

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E.O. 11652: N/A
TAGS: PINT, SHUM, RP
SUBJECT: LOPEZ/OSMENA TRIAL

REF: MANILA 12454

1. LOPEZ/OSMENA TRIAL RESUMED SEPTEMBER 6 BEFORE MILITARY COMMISSION NO. 5. DEFENSE ATTORNEY DIOKNO FAILED MOTION FOR PROVISIONAL RELEASE OF HIS CLIENTS, CITING THREE STATEMENTS BY PRESIDENT MARCOS ORDERING RELEASE OF CERTAIN CATEGORIES OF MILITARY DETAINEES (JANUARY 7 SPEECH BEFORE UP ALUMNI ASSOCIATION, JUNE 3 INTERVIEW WITH FOREIGN CORRESPONDENTS, AND AUGUST 22 SPEECH AT WORLD PEACE THROUGH LAW CONFERENCE). DIOKNO ARGUED THAT MARCOS' STATEMENTS APPLY TO DEFENDANTS. COURT REJECTED MOTION, ACCEPTING PROSECUTION'S ARGUMENT THAT THE PRESIDENTIAL PRONOUNCEMENTS NOT MEANT TO COVER "INDISCRIMINATE RELEASE" OF ALL DETAINEES, PARTICULARLY THOSE CHARGED WITH LEADERSHIP OF SUBVERSION AND REBELLION.

2. SESSION WAS ENLIVENED BY ACRIMONIOUS SHOUTING MATCH BETWEEN PROSECUTION LAWYER AND DEFENSE LAWYER FOR VICENTE RIVERA, JR. ACCORDING TO SOURCE CLOSE TO LOPEZ FAMILY, DISPUTE GREW SO BITTER THAT RIVERA WAS SUBSEQUENTLY INVITED TO GO TO MALACANANG DETENTION CENTER TO APOLOGIZE TO
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SENIOR PSC OFFICER, DID SO, AND WAS DETAINED OVERNIGHT FOR HIS TROUBLE.

3. NEXT SESSION OF HEARING SCHEDULED FOR OCT. 4.
STULL

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NNN

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# Message Attributes

**Automatic Decaptioning:** X
**Capture Date:** 01-Jan-1994 12:00:00 am
**Channel Indicators:** n/a
**Current Classification:** UNCLASSIFIED
**Concepts:** TRIALS
**Control Number:** n/a
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**Decaption Date:** 01-Jan-1960 12:00:00 am
**Decaption Note:**
**Disposition Action:** RELEASED
**Disposition Approved on Date:**
**Disposition Case Number:** n/a
**Disposition Comment:** 25 YEAR REVIEW
**Disposition Date:** 22 May 2009
**Disposition Event:**
**Disposition History:** n/a
**Disposition Reason:**
**Disposition Remarks:**
**Document Number:** 1977MANILA14078
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**Document Unique ID:** 00
**Drafter:** n/a
**Enclosure:** n/a
**Executive Order:** N/A
**Errors:** N/A
**Expiration:**
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**Original Handling Restrictions:** n/a
**Original Previous Classification:** n/a
**Original Previous Handling Restrictions:** n/a
**Page Count:** 2
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**Previous Classification:** LIMITED OFFICIAL USE
**Previous Handling Restrictions:** n/a
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**Type:** TE
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**Review Markings:**
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